

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

November 14, 2002

DIVISION TWO

Court convened at 9:00AM

Present: Boren, P.J., Nott, J., Doi Todd, J., Ashmann-Gerst, J. and Jim Guzman, Deputy Clerk.

Each of the following:

B157184 People v. Burke
B154252 People v. Reyes
B151441 People v. Tasin & Zavala
B156259 People v. Merano
B158142 In re Michell M.
B154471 People v. Gonzalez
B154756 People v. Hernandez
B156829 People v. Billy C.
B161435 Kim T. v. S.C.L.A. & D.C.F.S.

Argument waived, cause submitted.

B156152 Doobenen
 v.
 Goyak, et al.

Merits:
Argued by Joseph Walker for appellant and by Mitchell Samuelson for respondents. Cause submitted.

B154979 Madrigal
 v.
 Inland Valley Volunteer Resource Center, et al.

Merits:
Argued by Woodrow Pollock for appellant and by Sydnee Singer for respondents. Cause submitted.

DIVISION TWO (Continued)

B149867 Jordan Downs Resident Management
 v.
 Childs, et al.

Merits:
Argued by Howard Fields and Lenton Aikins for appellants and by Efrat M. Cogan for respondent. Cause submitted.

B145458 Condon
 v.
 Mazza, et al.

Oral argument waived, cause submitted.

B153333 People
 v.
 Thomas

Merits:
Argued by Jacqueline Staten for appellant and by Ryan Smith for respondent. Cause submitted.

B155792 Paul
 v.
 Clinton, et al.

Merits:
Argued by James Marshall for appellant and by Stephen Kaufman and Phillip Levy for respondents. Cause submitted.

B148849 Mir
 v.
 Pomona Valley Hospital Center, et al.

Merits:
Argued by Neville King for appellant and by Maryl Raskin for respondents. Cause submitted.

Presiding Justice Boren leaves bench.

November 14, 2002 (Continued)

B142385 Tom Johns Automotive
 v.
 Keystone Towing, et al.

Merits:
Argued by Neil Evans for appellant and by James Curry for respondents.
Cause submitted.

Court in recess

Court reconvened at 12:45 PM

Present: Boren, P.J., Nott, J., Doi Todd, J., Ashmann-Gerst, J. and Jim Guzman, Deputy Clerk.

B150689 Goffney
 v.
 Family Savings and Loan Association, et al.

Merits:
Argued by Keith Goffney for appellant and by Lawrence Dreyfuss for respondents. Cause submitted.

B152094 City of Los Angeles
 v.
 CBI Services Inc.

Merits:
Argued by Nowland Hong for respondent and by Timothy Pierce for appellant. Cause submitted.

B151352 West Hills Condominium Association et al.
 v.
 Crubaugh

Merits:
Argued by Randall Shiffman for respondents and by Susan Larsen for appellant. Cause submitted.

DIVISION TWO (Continued)

B142818 Bescos
 v.
 Vince Wiese Chevrolet, et al.

Merits:
Argued by Sharon Kinsey for appellant and by Jonathan Goldstein for respondents. Cause submitted.

B139066 People
 v.
 Alliance for Mature Americans

Merits:
Argued by Margaret Reiter for respondent and by David Axelrad for appellant. Cause submitted.

Court Adjourned.

DIVISION THREE

B155395 Hendrick Van Keulen, et al. (Not for Publication)
 v.
 Cathay Pacific Airways, Ltd., et al.

The judgment is affirmed. Respondent(s) to recover costs.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B154372 Anthony Choy (Certified for Publication)
 v.
 Redland Insurance Company, et al.

The judgment is affirmed. The several defendants shall recover their costs on appeal.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

November 14, 2002 (Continued)

DIVISION THREE (Continued)

B152932 Joe Anderson (Not for Publication)
v.
Richard E. Nussbaum

The judgment is affirmed. Respondent(s) to recover costs.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B154445 People (Not for Publication)
v.
Danny H.

The order continuing wardship is affirmed.

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

B142840 Salazar
v.
Diversified Paratransit, Inc.

Filed order denying petition for rehearing. Klein, P.J. would grant the petition.

DIVISION FOUR

B157584 Los Angeles County, D.C.S. (Not for Publication)
v.
Susana G.

The order terminating parental rights is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Hastings, J.

DIVISION FOUR (Continued)

B154875 People (Not for Publication)
v.
Williams

The judgment is affirmed.

Curry, J.

We concur: Epstein, Acting P.J.
Hastings, J.

B153830 Kalski (Not for Publication)
v.
California Association of Professional Employees, et al.

The orders appealed from are affirmed. Costs are awarded to respondents.

Curry, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

B155878 Troxler & Associates, Inc. (Not for Publication)
v.
BSI Financial Services, Inc.

The judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

B157802 Ditter (Not for Publication)
v.
Greenberg, et al.

The order denying the motion to vacate is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

DIVISION FOUR (Continued)

B155249 Maxicare Health Plans, Inc. (Not for Publication)
 v.
 Froelich

The judgment is affirmed. Respondent(s) to recover costs.

Hastings, J.

We concur: Vogel (C.S.), P.J.
 Epstein, J.

B151757 L'Koral, Inc. et al. (Not for Publication)
 v.
 TIG Insurance Company

The judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.
 Hastings, J.

B154918 Marshall (Not for Publication)
 v.
 Stevedoring Services of America

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
 Curry, J.

B153671 Burris (Not for Publication)
 v.
 Eddie's Liquor Store et al.

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.
 Curry, J.

We concur: Epstein, J.
Hastings, J.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Hastings, J.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

November 14, 2002 (Continued)

DIVISION FOUR (Continued)

B129551 Allen (Not for Publication)
v.
Drexler, et al.

The judgment in favor of defendants Rodolfo and Isabel Ramirez, as modified in accordance with the views expressed in this opinion, is affirmed. The judgment in favor of defendant David Drexler is affirmed. The order awarding costs, including expert witness fees and discovery referee fees, in favor of defendants is affirmed. The order denying an award of section 2033, subdivision (o) expenses to defendants is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.
 Curry, J.

B159331 Co. of Los Angeles Sheriff's Department, et al. (Not for Publication)
v.
Superior Court, Los Angeles County
(G. Banu W., a minor et al., r.p.i.)

The petition is granted. Let a writ of mandate issue directing the superior court to vacate its order denying the County's motion for summary judgment and to enter a new order granting the motion. The alternative writ is discharged. The parties are to bear their own costs.

Hastings, J.

We concur: Epstein, Acting P.J.
Curry, J.

DIVISION FIVE

B154154 People (Not for Publication)
v.
Tony Akroush

The judgment is affirmed.

Grignon, Acting P.J.

We concur: Armstrong, J.
 Mosk, J.

November 14, 2002 (Continued)

DIVISION FIVE (Continued)

B161064 Evelia M. (Not for Publication)

V.

Superior Court, Los Angeles County

(D.C.F.S., r.p.i.)

Petition denied by opinion.

Mosk, J.

We concur: Turner, P.J.

Grignon, J.

B150853 Pacific Business Bank (Not for Publication)

V.

St. Paul Mercury Insurance Co. et al.

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur: Grignon, Acting P.J.

Mosk, J.

B151333 Mark Seibert (Not for Publication)

V.

Shapell Industries Inc.

The judgment is affirmed. Each party to bear their own costs.

Mosk, J.

We concur: Turner, P.J.

Grignon, J.

B155897 Jon Spiers, et al. (Not for Publication)

V.

Jon Douglas Company, et al.

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur: Grignon, Acting P.J.

Mosk, J.

November 14, 2002 (Continued)

DIVISION SIX

Court convened at 9:45 A.M.

Present: Gilbert, P.J., Yegan, J., Perren, J. and G. Bents, Deputy Clerk.

Each of the following:

B156880 Avila v. Millan
B156933 Egerer v. Computer Parts Unlimited
B157635 Child Welfare Services v. Gloria Y.
B158830 Christie v. Devi
B159281 Child Welfare Services v. Pamela L.

Argument waived, cause submitted.

B158501 Michalske v. Dept. of Motor Vehicles

Argument continued to December, 2002.

B162462 Merida
v.
Ventura County Superior Court
(Kindred Nursing Centers West, r.p.i.)

Mandate:

Presented by Gina E. Och for petitioner and by B. Eric Nelson for real party
in interest. Cause submitted.

B156154 Steinberg
v.
Merged Centers, Ltd.

Merits:

Argued by Frank G. Blundo, Jr. for appellants and by Alan M. Mirman for
respondents. Cause submitted.

Court recessed at 10:20 A.M.

November 14, 2002 (Continued)

DIVISION SIX (Continued)

Court reconvened at 1:30 P.M.

Present: Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

Each of the following:

B151665 People v. Alba
B151928 People v. Chandler
B153356 People v. Martinez
B154968 People v. Wyrick
B155461 People v. Escamilla
B156033 People v. Garcia
B157762 People v. Cosaro
B157993 People v. Salcido
B158371 People v. Ortiz

Argument waived, cause submitted.

Each of the following:

B155265 People v. Hodges
B157980 People v. Leonel A.

Argument continued to December, 2002.

B154773 People
 v.
 Baseer

Merits:

Argued by Susan B. Lascher for appellant and by Herbert S. Tetef, Deputy Attorney General, for respondent via video conference. Cause submitted.

B155295 People
 v.
 Silva

Merits:

Argued by Douglas G. Benedon for appellant and by Steven E. Mercer, Deputy Attorney General, for respondent via video conference. Cause submitted.

DIVISION SIX (Continued)

B155528 People
 v.
 Simmons

Merits:
Argued by Timothy S. Camarena for appellant and by Myung J. Park, Deputy Attorney General, for respondent via video conference. Cause submitted.

B152134 People
 v.
 Griego

Merits:
Argued by Richard B. Lennon for appellant and argument previously waived by respondent. Cause submitted.

Court recessed at 2:15 P.M.

Court reconvened at 2:45 P.M.

Present: Yegan, Acting P.J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B152596 People
 v.
 Phillips

Merits:
Argued by H. Russell Halpern for appellant and by J. Michael Lehmann, Deputy Attorney General, for respondent. Cause submitted.

Court adjourned at 3:05 P.M.

B160255 Vincent Henry Sanchez
 v.
 Ventura County Superior Court
 (The People, r.p.i.)

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

November 14, 2002 (Continued)

DIVISION EIGHT

B156129 Los Angeles County, D.C.S.

v.

Bridget C.

In re Jennie C.

Filed order denying petition for rehearing.